## **FORM PTO-1083**

Mail Stop: AMENDMENT Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450



Docket No.: 200.1138CON Date: September 18, 2008

In re application of:

Benjamin OSHLACK et al.

Serial No.:

10/660,349

Filed:

September 11, 2003

For:

CONTROLLED RELEASE HYDROCODONE FORMULATIONS

Sir:

Transmitted herewith is an Information Disclosure Statement under 37 CFR 1.56 (2 pages) in the above-identified application.

|            | ☐ Petit<br>☐ Retu<br>☐ Othe<br>USSN  | insmitted herewith are: tion for extension under 37 C.F.R. 1.136 urn receipt postcard er: Copies of Office Actions Issued in USSN 09/702,283 (47 pages); Copies of Office Actions Issued in 10/864,829 (63 pages); and Form PTO-1449 (1 page) with copies of documents cited in FOREIGN IT DOCUMENTS and OTHER REFERENCES sections thereof.   |
|------------|--|---|
|            | Check(s) in the amount of \$ is/are attached to cover:  \[ \int \text{Filing fee for additional claims under 37 C.F.R. 1.16} \]  \[ \int \text{Petition fee for extension under 37 C.F.R. 1.136} \]  \[ \int Fee set forth in 37 C.F.R. \cdot \cdo |   |
| <b>\</b> . | The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.   |   |
| .;<br>•••  |  | Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.  Any patent application processing fees under 37 C.F.R. 1.17.  Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 C.F.R. 1.136. |

Oleg loselevich, Reg. No. 56,963

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I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "First Class Mail" with sufficient postage in an envelope addressed to Mail Stop: AMENDMENT, "Commissioner for Patents, P.C. Box 1450, Alexandria, VA 22313-1450" on September 18, 2008.

DAVIDSON, DAVIDSON & KAPPEL, LLC

RV



## **UNITED STATES PATENT & TRADEMARK OFFICE**

Appl. No.

10/660,349

**Applicant** 

Benjamin OSHLACK et al.

Filed

September 11, 2003

A.U.

Examiner

Humera N. SHEIKH

Docket No.

200.1138CON

Customer No.:

23280

1615

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 September 18, 2008

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.56

Sir:

In accordance with Applicants' duty of disclosure under 37 C.F.R.§ 1.56 and the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants hereby make of record the documents cited on the accompanying Form PTO-1449 (1 page) for consideration by the Examiner in connection with the examination of the above-identified patent application.

Pursuant to 37 C.F.R. § 1.98 (a), copies of the documents cited in the FOREIGN PATENT DOCUMENTS and OTHER REFERENCES sections of the accompanying Form PTO-1449 are enclosed. If it is determined that copies of any of these documents are missing, the Examiner is requested to contact the undersigned so that a duplicate copy can be promptly forwarded.

200.1138CON

Applicants also submit herewith for the Examiner's consideration copies of the Office Actions issued in connection with the following applications which are assigned to the owner of the instant application:

- 1) U.S. Patent Application Serial No. 09/702,283, filed on October 30, 2000; and
- 2) U.S. Patent Application Serial No. 10/864,829, filed on June 9, 2004.

It is respectfully requested that the information in these Office Actions and the documents cited on the accompanying Form PTO-1449 (1 page) be considered and made of record.

This Information Disclosure Statement is filed under 37 C.F.R. §1.97(b), "[b]efore the mailing of a first Office action after the filing of a request for continued examination under § 1.114". Accordingly, it believed that no fee is due. If it is determined that any additional fee is due in connection with the filing of this Information Disclosure Statement, the Examiner is authorized to charge said fee to Attorney Deposit Account No. 50-0552.

> Respectfully submitted, DAVIDSON, DAVIDSON & KAPPEL, LLC

By: Oleg Joselevich

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